

TEMPORARYSerial No. **57003 T****AMENDED****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office DEC 12 1991Returned to applicant for correction JAN 14 1992Corrected application filed JAN 23 1992 Map filed JAN 23 1992The applicant Bond Gold Bullfrog Inc.P.O. Box 519 Beattt
Street and No. or P.O. Box No. City or TownNevada 89003 hereby make.... application for permission to change the
State and Zip Code No.Point of Diversion of a portion.Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit Appropriations No. 51848
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.0 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling, and related domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling and related domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point multiple point of diversion for a 40 acre
Describe as being within a 40-acre subdivision of public survey and by course and
parcel, including the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, T.12S., R.46E., M.D.B.&M.
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, T.13S.,
If point of diversion is not changed, do not answer.
R.46E., M.D.B.&M (unsurveyed at a point from which the SE Corner of Section 35,
T.12S., R.46E., M.D.B.&M bears N 16 $^{\circ}$ 57' 42" East at a distance of 3275.55 feet
7. Proposed place of use Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36 T.12S., R.46E., M.D.B.&M., Sections 7, 18, 19,
30, 31 T.12S., R.47E., M.D.B.&M., Sections 1, 2, 3, T.13S., R.46E., M.D.B.&M
8. Existing place of use Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, T.12S., R.46E., M.D.B.&M., Sections 7, 18, 19,
manner of use of irrigation permit, describe acreage to be removed from irrigation.
30, 31, T.12S., R.47E., M.D.B.&M. Sections 1, 2, 3, T.13S., R.46E., M.D.B.&M
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) pump and pile line distribution
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$25,000.00
13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Annual consumption use of this multiple point of diversion is for a 40 acre parcel, in combination with well specified on permit Application No. 51841 through 51847 and 51891 not exceed 1.0 cfs. The 1.0 cfs is included in the present combined acre feet of 4.46 cfs as assigned. The water use is temporary in nature.

By s/ J R Bingham
Box 519
Beatty NV 89130

Compared am/ se am/ se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 51848 is issued subject to the terms and conditions imposed in said Permit 51848 and with the understanding that no other rights on the source will be affected by the change proposed herein. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. This source is located within an area designated by the State Engineer pursuant to NRS 534.030.

Pursuant to NRS 534.120, the State Engineer declares mining and milling to be a preferred use of the limited resource within the Amargosa Desert Ground Water Basin as described in the State Engineer's Order No. 724, dated May 14, 1979.

The State Engineer's records indicate that the total ground water withdrawals under existing rights in the Amargosa Ground Water Basin has been less than the perennial yield from 1983 through the irrigation season of 1988. This permit is issued with the clear understanding that the State Engineer does not waive any right to regulate and restrict groundwater withdrawals under this permit if withdrawals under existing rights increase or exceed the perennial yield of the groundwater basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 723.97 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 20th day of March

A.D. 19 92

[Signature]
State Engineer

EXPIRED

DATE MAR 19 1993

(PERMIT TERMS CONTINUED)

The permittee shall submit a report to the State Engineer on a semi-annual basis which contains all surface and groundwater measurements and water use data from each of the permittee's wells which includes the pumping under this temporary permit.

The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of data submitted as a result of the monitoring program on file with the State Engineer.

This temporary permit is further issued subject to the understanding between St. Joe Bullfrog, Inc. (Bond Gold) and the National Park Service dated September 16, 1988, as set forth in the document titled The National Parks Service Position with Respect to the Applications for Water in Amargosa Valley by St. Joe Bullfrog, Inc. (Bond Gold) on file in the State Engineer's office.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 51841 through 51848, inclusive, 57003-T, 57277-T and 57278-T shall not exceed 1500 acre-feet annually.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water diverted from each well and the amount of water used.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on March 19, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

